

AMENDMENTS TO THE CLAIMS:

This listing of claims will replace all prior versions, and listings, of claims in the application:

- 1) (Original) A particulate composition comprising:
 - a) at least 50% of dioleoyl phosphatidyl ethanolamine (DOPE); and
 - b) 1 to 50% of Polysorbate 80 (P80),

wherein all parts are by weight relative to the sum of the weights of a+b and wherein the composition comprises non-lamellar particles or forms non-lamellar particles when contacted with an aqueous fluid.

- 2) (Currently Amended) A particulate composition comprising an amphiphilic carrier formulation consisting of ; a) at least 50% of dioleoyl phosphatidyl ethanolamine (DOPE);

b) 1 to 50% of Polysorbate 80 (P80);

c) optionally a solvent;

wherein all parts are by weight relative to the sum of the weights of a+b and wherein the composition comprises non-lamellar particles or forms non-lamellar particles when contacted with an aqueous fluid and wherein the carrier formulation exhibits no acute toxicity in rats at a level of up to at least 1000 mg of components a+b per kg of subject.

3) (Currently Amended) A particulate composition comprising an amphiphilic carrier formulation consisting of ; a) at least 50% of dioleoyl phosphatidyl ethanolamine (DOPE);
b) 1 to 50% of Polysorbate 80(P80);
c) optionally a solvent;
wherein all parts are by weight relative to the sum of the weights of a+b and wherein the composition comprises non-lamellar particles or forms non-lamellar particles when contacted with an aqueous fluid and wherein the carrier formulation ~~exhibits-exhibits~~ no pyrogenicity when dosed parenterally in rabbits at a level of up to at least 5 ml of a 5% dispersion of components a+b per kg of subject.

4) (Currently Amended) A composition as claimed in ~~any of claims~~claim 1 to 3 additionally comprising at least one active agent.

5) (Currently Amended) A composition as ~~claimed~~claimed in any of claims~~claim 1 to 4~~ comprising at least 50% non-lamellar particles.

6) (Currently Amended) A composition as ~~claimed~~claimed in any of claims~~claim 1 to 4~~ which forms at least 50% non-lamellar particles upon contact with an aqueous fluid.

7) (Currently Amended) A composition as ~~claimed~~claimed in claim 6 wherein said aqueous fluid is a body fluid.

8) (Currently Amended) A composition as claimed in any of claims claim 1 to 7 wherein said particles have an average particle size of 10 to 150 μ m.

9) (Currently Amended) A composition as claimed in any of claims claim 1 to 7 wherein said particles are colloidal.

10) (Currently Amended) A composition as claimed in claim 9 wherein said particles are stable in terms of phase behaviour and particle size to storage at room temperature for at least 10 days.

11) (Currently Amended) A composition as claimed in any of claims claim 1 to 10 in the form of a dry powder.

12) (Currently Amended) A pharmaceutical formulation comprising a composition as claimed in any of claims claim 1 to 11.

13) (Currently Amended) A formulation as claimed in claim 12 further comprising at least one pharmaceutically tolerable carrier or excipient.